

April 9, 1996

LB 43, 233, 233A, 299, 383, 515, 633, 700
700A, 932, 965, 1011, 1082, 1114, 1139, 1161
1189, 1276, 1304, 1321, 1375
LR 468

CLERK: 32 ayes, 4 nays, M. President, on adoption of Senator Chambers' amendment.

SPEAKER WITHEM: The Chambers amendment is adopted. The call is raised. Mr. Clerk, anything, do you have some items for the record?

CLERK: I do, Mr. President, thank you. Communication from the Governor to the Clerk. (Read re: LB 43, LB 700, LB 700A, LB 233, LB 233A, LB 383, LB 515, LB 633, LB 932, LB 965, LB 1011, LB 1082, LB 1139, LB 1161, LB 1276, LB 1304, LB 1321, and LB 1189.) A study resolution, LR 468. (Read brief explanation.) And your Committee on Enrollment and Review reports LB 299 and LB 1114 as correctly engrossed. And a Reference Report, Mr. President, rereferring LR 372. (See pages 1921-28 of the Legislative Journal.)

Mr. President, the next amendment I have to the Bromm-Hillman amendment is by Senator Wickersham.

SPEAKER WITHEM: Senator Wickersham.

CLERK: AM4431, Senator. (See page 1929 of the Legislative Journal.)

SENATOR WICKERSHAM: Yes, thank you, Mr. President. This amendment was passed around earlier. It was drafted originally to AM4406, but it has been redrafted and it's on the Clerk's desk and it now fits to 4426. It does exactly the same thing in both instances. Up in Section 3, it specifies that the prohibition against entering into a contract to sell a public record does not apply to photocopies. Now I am not sure whether photocopies are public records or not, but they certainly are an extraction of a public record, and I don't think we have any intent to prohibit people from going into an agency and buying, I will use the word "buying" a photocopy. Each one of those transactions is a contract. Somebody comes in and says I want something, somebody says I have it, but I want X number of cents or dollars for it. The other party says, okay, that's a contract. Offer and acceptance, most basic law school definition of a contract that exists. That is a contract. Every single one of them, and this causes some apprehension, on my part, quite frankly, about this whole amendment, but at any rate, I don't want to have a prohibition against selling